



DANIEL HARRIGAN, MAYOR

CITY OF AKRON, OHIO

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Linda Omobien, At-Large	Brad McKittrick, Ward 6
Ginger Baylor, At-Large	Donnie Kammer, Ward 7
Rich Swirsky, Ward 1	Shammas Malik, Ward 8
Phil Lombardo, Ward 2	Mike Freeman, Ward 9
Margo Sommerville, Ward 3	Sharon Connor, Ward 10
Russel Neal, Ward 4	www.akroncitycouncil.org

Council Agenda For February 22, 2021

Regular Meeting held on February 8, 2021. All members were present. Minutes of the previous meeting approved.

CONSENT AGENDA – No Items

RULES (M. Freeman, Chairman)

NO ITEMS

BUDGET & FINANCE (M. Freeman, Chairman)

NO ITEMS

PLANNING & ECONOMIC DEVELOPMENT (J. Fusco, Chairman)

UP FOR PUBLIC HEARING - February 22, 2021

- 1 ORDINANCE authorizing a Conditional Use to retain a fence within the front yard setback area at 656 Oxford Avenue; and declaring an emergency. (1/25/21)
- 2 ORDINANCE to construct a 190 foot monopole telecommunications tower at 596 Beacon Street; and declaring an emergency. (1/4/21)
(Public Hearing rescheduled to March 29, 2021)

TIME:

- 3 ORDINANCE approving the Chapel Hill Mall Redevelopment Plan; making necessary findings in connection therewith; and declaring an emergency. (Public Hearing was Held 2/8/21)

- 4 ORDINANCE amending The Zoning Map as referred to in Section 153.220 and The Zoning Code as referred to in Section 153.100-.150 of the Code of Ordinances of the City of Akron, 2004, to establish a Planned Development District (UPD-49) to permit residential, limited business, retail, and commercial uses on approximately 72 acres of land containing Chapel Hill Mall, generally bounded by the City limits to the north, Brittain Road to the east, Buchholzer Boulevard to the west and Independence Avenue to the south; and declaring an emergency. (Public Hearing was held 2/8/21)
- 5 ORDINANCE authorizing a Conditional Use to construct a self-storage facility at 1990 Buchholzer Boulevard; and declaring an emergency. (Public Hearing was held 2/8/21)
- 6 ORDINANCE authorizing a Conditional Use to construct a horticulture and volunteer center at 714 N. Portage Path; and declaring an emergency. (Public Hearing was held - January 11, 2021)
- 7 D-159 Petition of Stan Hywet Hall and Gardens, Inc., for a Conditional Use to construct a horticulture and volunteer center at 714 North Portage Path. (PC-2020-78-CU) (11/23/20)
- 8 D-179 Petition of Eddie Smith and Kiera Roberson for a Conditional Use to retain a solid fence within the required setback at 656 Oxford Avenue. (PC -2020-84-CU) (1/11/21)
- 9 D-180 Petition of Brady Sullivan Properties, LLC, for a Conditional Use to construct a self-storage facility at 1990 Buchholzer Boulevard. (PC-2020-86-CU) (1/11/21)
- 10 D-174 Petition of American Tower, LLC, for a Conditional Use to construct a 190 feet monopole wireless communications tower at 596 Beacon Street. (PC-2020-42-CU) (1/4/21)
- 11 ORDINANCE authorizing a Conditional Use to expand a restaurant (The Corral) and construct a new retail building at 1006 S. Arlington Street; and declaring an emergency. (Public Hearing was held - 1/4/21)
- 12 D-155 Reopening of PC-2018-68-CU for a Conditional Use to expand a restaurant (The Corral) and construct a new retail building at 1006 S. Arlington Street (PC-2020-72-CU) (11/23/20)
- 13 ORDINANCE amending/supplementing Title 15, Chapter 153, "Zoning Code", Section 153.140 "Definitions" and Section 153.310 "Business and Industry requirements" establishing a form-based Urban Overlay district for the East Market Street Corridor; and declaring an emergency. (9/14/20) (Public Hearing was held - 10/19/20)
- 14 ORDINANCE amending The Zoning Map by changing the Commercial

Use District Classification (U4, H4, A5) on property located on the north side of East Exchange Street, west of South Arlington Street, and changing the Commercial Use District (U4, H2, A4 and U4, H2, A1) on property located on the east side of South Arlington Street, south of East Exchange Street, to Retail Business Use District (U3, H2, A4); and declaring an emergency. (9/14/20) (Public Hearing was held - 10/19/20)

- 15 ORDINANCE authorizing a Conditional Use to establish a retail use at 116 E. Cuyahoga Falls Avenue; and declaring an emergency. (Public Hearing was held 6/29/20)
- 16 D-45 Petition of Ngwe Tun for a Conditional Use to establish a retail use at 116 E. Cuyahoga Falls Avenue (PC-2020-09-CU) (3/16/20)
- 17 ORDINANCE authorizing a Conditional Use to construct a parking lot on the east side of W. Center Street (PN 6716587); and declaring an emergency. (Public Hearing was held October 21, 2019)
- 18 D-774 Petition of Community Action Agency for a Conditional Use to construct a parking lot and the sale of City-owned land on W. Center Street. (Parcel No. 6716587) (PC-2019-63-CU & S) (9/16/19)
- 19 ORDINANCE authorizing a Conditional Use to construct an apartment development at the corner of Mull Avenue and Crawford Road; and declaring an emergency. (Public Hearing was held 6/25/18)
- 20 D-505 Petition of Joe Blough (Elegant Homes) for a Conditional Use to construct an apartment development at the corner of Mull Avenue and Crawford Road. (PC-2018-15-CU) (6/4/18)
- 21 D-31. Petition of Lonnie Jones for a Conditional Use to establish a rooming house at 460 South Maple Street. (PC-2012-15) (4/16/12)

FILED:

- 22 ORDINANCE authorizing the Director of Public Service, or his designee, to enter into an oil and/or gas lease agreement with DP Energy Auburn, LLC for the mineral rights of approximately 475 acres of City-owned land at the Water Shed for gas/oil extraction; and declaring an emergency. PLANNING & ECONOMIC DEVELOPMENT (Pulled from Consent Agenda by Councilwoman Samples 1/12/21- referred back to Committee. Ordinance Withdrawn 2/4/21)

PUBLIC SERVICE (T. Samples, Chairwoman)

NO ITEMS

PUBLIC UTILITIES & GREEN (R. Swirsky, Chairman)

TIME

- 1 ORDINANCE authorizing the Director of Public Service, after publicly advertising for bids, to enter into a contract or contracts for planting of trees in connection with the Akron Waterways Renewed Program; and declaring an emergency. (2/1/21)

PUBLIC SAFETY (D. Kammer, Chairman)

NO ITEMS

PARKS & RECREATION (R. Neal, Chairman)

NO ITEMS

HOUSING & NEIGHBORHOOD ASSISTANCE (J. Fusco, Chairman)

NO ITEMS

HEALTH & SOCIAL SERVICES (L. Omobien, Chairwoman)

NO ITEMS

FILED

- 1 D-192 Notice of Transfer of C1, C2 liquor permit to Harlabh Sandhu LLC dba 7 Eleven Store #36238A, 1614 Merriman Road (Ward 8)
- 2 D-193 Notice of Transfer of C1, C2, D6 liquor permit to Vihaari, LLC, dba Country Market, 380 E South St (Ward 5)

ORDINANCES & RESOLUTIONS PASSED AT PREVIOUS MEETING

- 1 ORD 28-2021 authorizing the Purchasing Agent to enter into a contract or contracts, after publicly advertising for bids, for the purchase of materials and services needed by the various divisions and departments of the City for a period of time not to exceed 5 years; approving the specifications therefor; and declaring an emergency. VOTE 13-0
- 2 ORD 29-2021 amending and/or supplementing Title 9, Chapter 104 "Income Tax Ordinance," Section 104.091 "Collection at source; withholding from qualifying wages" of the Code of Ordinances of the City of Akron in order to align deadlines with those set forth in the Ohio Revised Code; and declaring an emergency. VOTE 13-0

- 3 ORD 30-2021 authorizing the purchase of various interests in real property located on or around E. Waterloo Road to facilitate the Brewster Creek Culvert Replacement Project; authorizing the Director of Public Service or his designee to enter into related agreements; and declaring an emergency. VOTE 13-0
- 4 ORD 31-2021 approving the donation of 2269 10Th Street, SW to Nazareth Housing Development Corporation; determining said property is not needed for public use; and declaring an emergency. VOTE 13-0
- 5 ORD 32-2021 approving the sale of 19 acres of City-owned land located in the Turkeyfoot Industrial Park to Gardner Pie Company; determining said property is not needed for public use; and declaring an emergency. VOTE 13-0
- 6 ORD 33-2021 authorizing the Director of Public Service, after publicly advertising for bids, to enter into a contract or contracts for the replacement of certain water mains throughout the City of Akron as part of the Water Main Replacement Program; and declaring an emergency. VOTE 13-0
- 7 RES 34-2021 adopting the 2021 Capital Investment and Community Development Program, legally referred to as the Capital Investment Budget; and declaring an emergency. VOTE 13-0
- 8 ORD 35-2021 amending/supplementing Title 15, Chapter 153, "Zoning Code", Section 153.587 "Class UPD-45 district" and Section 153.588 "Class UPD-46 district" to allow retail uses in UPD-45 and UPD-46 Classifications; and declaring an emergency. VOTE 13-0
- 9 ORD 36-2021 authorizing the Purchasing Agent to enter into a contract, after publicly advertising for proposals, for the purchase of real and personal property insurance and boiler insurance to cover all city properties for five (5) years, beginning March 1, 2021; approving specifications therefor; and declaring an emergency. VOTE 13-0
- 10 ORD 37-2021 extending the Conditional Use granted to Knez Homes, Inc., dba Triban Investment LLC, to construct a single-family detached allotment on the northwest side of Diagonal Road, south of Copley Road for a term of one year; and declaring an emergency. VOTE 13-0
- 11 ORD 38-20201 amending Ordinance No. 361-2020 for the purpose of amending the list and schedule of special assessments to be levied for the purpose of paying the costs of an Energy Special Improvement District Project related to the acquisition, construction, installation, and improvement of certain public improvements in the City of Akron, Ohio at

530-540 South Main Street in cooperation with the Akron-Summit County Energy Special Improvement District, Inc., and further approving any revisions to the Cooperative Agreement and Special Assessment Agreement related to that project necessitated by the amendment of the list and schedule of special assessments; and declaring an emergency.
VOTE 13-0

NEW LEGISLATION

Committees Scheduled for: February 22, 2021

1:00 P.M.	Planning & Economic Development	2:30 P.M.	Health & Social Services
1:45 P.M.	Parks & Recreation	2:45 P.M.	Public Utilities & Green
2:00 P.M.	Public Service	2:45 P.M.	Housing & Neighborhood Assistance
2:15 P.M.	Public Safety	3:00 P.M.	Budget & Finance
2:30 P.M.	Rules		

RULES

- 1 RESOLUTION approving and confirming the appointment by Mayor Horrigan of Dr. Sheldon B. Wrice as a member of the Akron Civil Rights Commission; and declaring an emergency.
- 1A RESOLUTION congratulating John Valle on the occasion of his retirement, thanking him for his dedicated service to the City of Akron, and wishing him well in all of his future endeavors; and declaring an emergency.

PLANNING & ECONOMIC DEVELOPMENT

- 2 ORDINANCE authorizing a Conditional Use to establish a two-family residence use at 119 South Maple Street. (Public Hearing Scheduled for March 8, 2021)
- 3 ORDINANCE authorizing a Conditional Use to establish a Type A day care at 1247 Florida Avenue; and declaring an emergency. (Public Hearing Scheduled for March 8, 2021)
- 4 ORDINANCE approving the historic designation of 44 E. Exchange Street (former Akron Beacon Journal) as a historic landmark; and declaring an emergency.
- 5 ORDINANCE authorizing the execution of a development agreement with Industrial Commercial Properties, LLC (“ICP”), or its designee; providing for the acquisition, sale and redevelopment of property located at 2000 Brittain Road; finding such Property is not needed for any public use, and related findings; and declaring an emergency.

- 6 ORDINANCE authorizing the Director of the Department of Planning and Urban Development to enter into contracts for transportation planning services in order to carry out the intent and purpose of programs under the Federal Consolidated Planning Grant for the fiscal year 2021, and in order to further the Akron Metropolitan Area Transportation Study's goals and objectives of maintaining a cooperative, continuous, and comprehensive framework for making transportation investment decisions in the Akron metropolitan area; and declaring an emergency.

PUBLIC SERVICE

- 7 ORDINANCE authorizing the Director of Public Service, after publicly advertising for bids, to enter into a contract or contracts for the replacement of lighting and signage on certain connector taxiways at the Akron Fulton International Airport; and declaring an emergency.
- 8 ORDINANCE amending and/or supplementing Title 7 "Traffic Code," Chapter 70 "General Provisions," Section 70.40 "Traffic Journal - Publication" of the Code of Ordinances of the City of Akron in order to conform the methods of publication with the Charter; and declaring an emergency.
- 9 RESOLUTION approving and confirming the appointment of Rupa Gurung to the Metro Regional Transit Authority Board of Trustees; and declaring an emergency.

PUBLIC SAFETY

- 10 ORDINANCE authorizing the Purchasing Agent to enter into a contract or contracts, without the formality of publicly advertising for bids, with Pierce Manufacturing, Inc. for the purchase of one Pierce Fire Pumper Truck, one Pierce Fire Pumper Truck with Foam capabilities, and one Pierce 75' Aerial Ladder Truck; and declaring an emergency.
- 10A ORDINANCE amending/supplementing Title 7 "Traffic Code," Chapter 70 "General Provisions," Article 4 "Impounding," Section 70.52 "Motor vehicle pounds" in order to add two towing companies to the City's towing districts; and declaring an emergency.
- 11 RESOLUTION urging Governor DeWine and the Ohio Department of Public Health to include law enforcement officers in Tier 1B regarding the distribution of the COVID-19 vaccine and to increase the amount of vaccine sent to Summit County to accomplish this request; and declaring an emergency.

HOUSING & NEIGHBORHOOD ASSISTANCE

- 12 RESOLUTION urging President Biden and the United States Congress to provide additional assistance to the rental housing community; and declaring an emergency.

HEALTH & SOCIAL SERVICES

- 13 RESOLUTION raising awareness about the alarming increase of suicide in the African-American community; urging the County of Summit Alcohol, Drug Addiction and Mental Health (ADM) Board to adopt and implement strategies to reduce suicides in the African-American community; encouraging the State of Ohio's Department of Mental Health and Addiction Services to do the same; and declaring an emergency.